

MESSAGE NO: 3073303 MESSAGE DATE: 03/14/2013

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: COR-Correction

FR CITE: 74 FR 46464 FR CITE DATE: 09/09/2009

REFERENCE 9268205
MESSAGE #
(s):
CASE #(s): A-570-941

EFFECTIVE DATE: 09/09/2009 COURT CASE #:

PERIOD OF REVIEW: 01/01/2008 TO 06/30/2008

PERIOD COVERED: 09/01/2009 TO 09/08/2009

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Correction of message 9268205 dated 9/25/2009 concerning the antidumping duty order on certain kitchen appliance shelving and racks from the People's Republic of China (A-570-941)

1. This is a correction to message 9268205 dated 9/25/2009 to correct paragraphs 2, 3 and 5.
2. Paragraph 2 of message 9268205 contained the incorrect provisional measures expiration date.

Paragraph 2 of message 9268205 reads as follows:

On 08/25/2009, the provisional measures period expired. However, suspension of liquidation of merchandise may have continued.

Instead, paragraph 2 of message number 9268205 should read as follows:

On 09/01/2009, the provisional measures period expired. However, suspension of liquidation of merchandise may have continued.

3. Paragraph 3 of message 9268205 contained incorrect dates for the gap period.

Paragraph 3 of message 9268205 reads as follows:

The International Trade Commission (ITC) found in its final vote that there are two separate like products within the scope of this order, refrigeration shelving and oven racks, and thus two separate domestic industries. The ITC notified Commerce that imports of refrigeration shelving from the People's Republic of China materially injured the U.S. industry.

Accordingly, for shipments of refrigeration shelving from the People's Republic of China, entered or withdrawn from warehouse for consumption, that remained suspended during the period 08/26/2009 through 09/08/2009, CBP should terminate the suspension of liquidation and liquidate without regard to antidumping duties (i.e., release all bonds and refund all cash deposits).

Additionally, the ITC notified Commerce that imports of oven racks from the People's Republic of China threaten material injury to the U.S. industry. The ITC determined that it would not have found material injury but for the suspension of liquidation. Therefore, Commerce will issue separate instructions to CBP to terminate suspension and refund any cash deposit and release any bond or other security of oven racks from the People's Republic of China.

Instead, paragraph 3 of message number 9268205 should read as follows:

The International Trade Commission (ITC) found in its final vote that there are two separate like products within the scope of this order, refrigeration shelving and oven racks, and thus two separate domestic industries. The ITC notified Commerce that imports of refrigeration shelving from the People's Republic of China materially injured the U.S. industry.

Accordingly, for shipments of refrigeration shelving from the People's Republic of China, entered or withdrawn from warehouse for consumption, that remained suspended during the period 09/01/2009 through 09/08/2009, CBP should terminate the suspension of liquidation and liquidate without regard to antidumping duties (i.e., release all bonds and refund all cash deposits).

Additionally, the ITC notified Commerce that imports of oven racks from the People's Republic of China threaten material injury to the U.S. industry. The ITC determined that it would not have found material injury but for the suspension of liquidation. Therefore, Commerce will issue separate instructions to CBP to terminate suspension and refund any cash deposit and release any bond or other security of oven racks from the People's Republic of China.

4. Paragraph 5 of message 9268205 contained the incorrect dates for the gap period.

Paragraph 5 of message 9268205 reads as follows:

This instruction constitutes notice of the lifting of suspension of liquidation of entries of subject merchandise during the period 08/26/2009 through 09/08/2009.

Instead, paragraph 5 of message number 9268205 should read as follows:

This instruction constitutes notice of the lifting of suspension of liquidation of entries of subject merchandise during the period 09/01/2009 through 09/08/2009.

5. If there are any questions by the importing public regarding this message, please contact the
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Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O9: KM.)

6. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party